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## FACSIMILE TRANSMISSION

TO: Examiner Peter Paras  
 United States Patent and Trademark Office  
 Art Unit 1632

FAX #: (703) 308-8724

FROM: Sonia K. Guterman *S.K.G.*

DATE: September 13, 2001

SERIAL NO.: 09/472,558  
 FILING DATE: December 27, 1999

SEP 13 2001

GROUP 1606

OUR FILE: 2498/101

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NO. OF PAGES (including cover page): 5

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169861

Practitioner's Docket No. 2498/101

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Bahramian, Mohammad B.; Zarbl, Helmut

Application No.: 09/472,558 Group No.: 1632

Filed: December 27, 1999 Examiner: Paras, Jr., P.

For: Muting Gene Activity Using a Transgenic Nucleic Acid

**Commissioner for Patents  
Washington, D.C. 20231****NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. section 1.191)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed March 14, 2001, finally rejecting claims 1-27, 50 and 52.

**1. STATUS OF APPLICANT**

This application is on behalf of a small entity. A statement was already filed on March 21, 2000.

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**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

- deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: September 13, 2001

**FACSIMILE**

[X] transmitted by facsimile to the Patent and Trademark Office to Examiner Peter Paras, Art Unit 1632, fax number (703) 308-8724

  
Signature**Sonia K. Guterman**

(type or print name of person certifying)

(Notice of Appeal from the Primary Examiner to Board - page 1 of 3)

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445.00 CH

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. section 1.17(b), the fee for filing the Appeal Brief is:

Small entity	\$155.00
Notice of Appeal fee due	\$155.00

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

<b>Fee</b>	<b>\$445.00</b>
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If an additional extension of time is required, please consider this a petition therefor.

An extension for three months has already been secured, and the fee paid therefor of \$445.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request	\$0.00
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**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee	\$155.00
Extension fee	\$0.00

**TOTAL FEE DUE \$155.00**

**5. FEE PAYMENT**

Charge Account No. 19-4972 the sum of \$155.00.

A duplicate of this transmittal is attached.

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Charge Account No. 19-4972 the sum of \$155.00.

A duplicate of this transmittal is attached.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 19-4972.

If any additional fee for claims is required, charge Account No. 19-4972.

September 13, 2001



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